



**COUNTY OF NEVADA**  
**COMMUNITY DEVELOPMENT AGENCY**  
**DEPARTMENT OF PUBLIC WORKS**  
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File: 440.046 010

**NEVADA COUNTY BOARD OF SUPERVISORS**  
**Board Agenda Memo**

**MEETING DATE:** December 11, 2018  
**TO:** Board of Supervisors  
**FROM:** Jessica Hankins, Public Works Project Manager  
**SUBJECT:** **Resolution to Repeal Resolution 18-541 Intending to Annex Territory (Retherford Road Area) into the Darkhorse Permanent Road Division and Conduct an Election - District 2**

**RECOMMENDATION:** Approve the attached Resolution.

**FUNDING:** There is no impact on the General Fund from the repeal of Resolution 18-541, and no budget amendment is needed.

**BACKGROUND:** On November 13, 2018, the Board of Supervisors approved a Resolution of Intent to hold a Proposition 218 election to annex 15 parcels in the Retherford Road area into the Darkhorse Permanent Road Division (PRD), as well as a separate Resolution of Intent to hold an election to add an annual Consumer Price Index (CPI) adjustment to the special tax for the existing Darkhorse PRD. Subsequent to those approvals, the Darkhorse Homeowners' Association (HOA) has requested that the Board repeal the Resolution in order to provide them more time to solicit support for the two-thirds vote required to approve the special tax amendment.

In order to avoid creating disparities in taxation of similar properties within the PRD, staff recommends that the CPI adjustment language be removed from the annexation ballot. At this time, however, an amendment to the original Resolution 18-541 is not possible because of noticing requirements. Staff is requesting that the Board repeal Resolution 18-541. Staff will return to the Board at the earliest possible time in 2019 with a new Resolution of Intent to hold the annexation election.

**Item Initiated by:** Jessica Hankins, Public Works Project Manager  
**Approved by:** Trisha Tillotson, Director of Public Works

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